

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT NEW YORK**

MARK LEE, on behalf of himself and  
all others similarly situated,

Plaintiff,

- against -

SPRINGER NATURE AMERICA, INC.,

Defendant.

Case No. 1:24-cv-04493-LJL

ORAL ARGUMENT REQUESTED

## NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the annexed Memorandum of Law and Declaration of Sharon L. Schneier, Defendant Springer Nature America, Inc., by and through its undersigned counsel, will move this Court before the Honorable Lewis J. Liman at the United States Courthouse for the Southern District of New York, 500 Pearl Street, New York, New York, for an order dismissing Plaintiff Mark Lee's Complaint with prejudice pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6) or staying the action pending the Second Circuit's decision in *Salazar v. National Basketball Ass'n*, No. 23-1147 (2d Cir.).

Dated: New York, New York  
August 23, 2024

Respectfully submitted,

*/s/ Sharon L. Schneier*

Sharon L. Schneier

Nimra H. Azmi

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